

CITY COUNCIL - PRE-MEETING 6:30 P.M. TO 7:00 P.M.

Natchitoches City Council will have a pre-council meeting beginning at 6:30 p.m. and ending at 7:00 p.m. to discuss any non-agenda items. The City Council meeting will begin promptly at 7:00 p.m. on the second and fourth Monday of each month and will be reserved to only items on the Agenda. The public is invited to both the pre-council meetings and council meetings with the understanding that items not on the agenda will not be discussed at the scheduled council meetings, but the public is welcome to discuss any topic at the pre-council meetings.

NATCHITOCHES CITY COUNCIL MEETING

APRIL 11, 2011

7:00 P.M.

A G E N D A

- 1. CALL TO ORDER**
- 2. INVOCATION**
- 3. PLEDGE OF ALLEGIANCE**
- 4. READING AND APPROVAL OF THE MINUTES OF MARCH 28, 2011**
- 5. PROCLAMATIONS:**
 - #020 Payne** April 2011 Financial Literacy Month
 - #022 Morrow** Week of the Young Child – Rev. Monte Demas and Judy Barnum
 - #023 McCain** Keep Natchitoches Beautiful Month – Natchitoches' Green Ambassadors- Anne Mertens and Taylor Roberts
 - #024 Nielsen** Child Abuse Prevention Month – Demarius Payne
- 6. BIDS- ADVERTISE:**
 - #018 Mims** Resolution Authorizing The Mayor Of The City Of Natchitoches To Advertise And Accept Bids For Water System Improvements – Repainting Of Lime Kiln Road And North Elevated Water Tanks (Bid No. 0511)
Committee: Pat Jones, Edd Lee, Don Mims, Bryan Wimberly, Norman Nassif
 - #019 Nielsen** Resolution Authorizing the Mayor of the City of Natchitoches to Advertise for Bids for Street Improvements, FY 2010-2011 LCDBG Project, Fairgrounds Road (Wallenberg Drive to Mill Street (Bid No. 0512)
Committee: Councilman Dale Nielsen, Pat Jones, Edd Lee, Randy LaCaze, Norman Nassif
- 7. ORDINANCES – INTRODUCTION:**
 - #019 Payne** Ordinance Adopting The Budget For The City Of Natchitoches For The Fiscal Year June 1, 2011 Through May 31, 2012
 - #020 McCain** Ordinance Authorizing The Mayor Of The City Of Natchitoches, Wayne McCullen, To Execute A Cash Sale Deed For The Purchase Of A Tract Located On The East Side Of Second Street, City Of Natchitoches, From City Bank & Trust Company For The Consideration Of Twenty-Five Thousand, Five Hundred Forty Five Dollars and No/100, To Provide For Advertising, And A Savings Clause
 - #021 Nielsen** Ordinance To Amend And Reenact Sections 31-43 And 31-44 Of Chapter 31 Of The Code Of Ordinances, Entitled Vehicles For Hire Said Amendment Being Made To Amend And Update The Code Of Ordinances To Provide For A Flat Rate For The Hire Of Taxicabs In The City Of Natchitoches, Louisiana, Providing For Advertising, Further

#022 Mims Ordinance Authorizing The Mayor Of The City Of Natchitoches, Louisiana, Wayne McCullen, To Enter Into And Execute An Easement And Servitude Over And Across The Property Of City Bank & Trust Company Located In The Block Bounded By Second Street, Horn Street, Lafayette Street, And Ducournau Street Setting The Consideration, And Other Terms, Providing For Advertising, Further Providing For Severability, And Further Providing For A Repealer And Effective Date Of Ordinance

8. **ORDINANCES – FINAL:**

008 Payne Ordinance To Amend And Reenact Section 10-72, Entitled False Alarms, Which Section Is Located In The Criminal Code, Chapter 10 Of The Code Of Ordinances, Said Amendment Being Made To Update The City Code Of Ordinances To Provide For Penalties And Fees For Repeat False Alarms That Require Response From Safety Personnel, Providing For Advertising, Further Providing For Severability, And Further Providing For A Repealer And Effective Date Of Ordinance

#017 McCain Ordinance Amending the 2010 – 2011 Budget to Reflect Additional Revenues and Expenditures

9. **RESOLUTIONS:**

#015 Mims Resolution Approving The Inclusion Of The Alliance Compressor Plant Under The Enterprise Zone Program, Specifically Approving Of A Rebate Of Sales And Use Tax Imposed By The City Of Natchitoches For The Construction Of Any Building Or Expansion Of Existing Building To Include Purchase Of Equipment And Machinery For A Proposed Expansion And Authorizing The Mayor Of The City Of Natchitoches, Louisiana, Wayne McCullen, To Execute Any Instrument Necessary To Convey The Approval Of The City Of Natchitoches To The Department Of Economic Development, State Of Louisiana

#021 Morrow Resolution to appoint Crittie Conley to Serve as the Resident/Tenant Representative on the Board of Directors for the Natchitoches Housing Authority

#025 Payne Resolution Authorizing The Execution Of The Certificate Of Substantial Completion For The Construction Of The Hayes Avenue Extension

10. **ANNOUNCEMENTS**

11. **ADJOURNMENT**

NOTICE TO THE PUBLIC

In accordance with the Americans with Disabilities Act, if you need special assistance, please contact the City Clerk's Office at (318) 352-2772 describing the assistance that is necessary.

If you wish to address the Council, please complete the "[Request to Address City Council](#)" form located on the entrance table.

**PROCEEDINGS OF THE CITY COUNCIL
OF THE CITY OF NATCHITOCHES, STATE OF LOUISIANA,
REGULAR MEETING HELD ON
MONDAY, April 11, 2011, AT SEVEN O'CLOCK, (7:00) P.M.**

The City Council of the City of Natchitoches met in legal and regular session at the Natchitoches Arts Center, 716 Second Street, Natchitoches, Louisiana on Monday, April 11, 2011, at 7:00 p.m.

There were present:

Councilmen; Larry Payne, Dale Nielsen, Don Mims, Jr., Jack McCain
Councilwoman Sylvia Morrow

Absent: None

The Mayor asked everyone to rise for the Invocation given by Mr. Michael Braxton, Director of Public Works, followed by the Pledge of Allegiance lead by Mr. Payne.

The Mayor then called for the reading of the Minutes. Mr. McCain made a motion to dispense with the Reading and approve the Minutes. Ms. Morrow seconded the motion. The roll call vote was as follows:

AYES:	McCain, Morrow, Payne, Mims, Nielsen
NAYES:	None
ABSENT:	None

The following Resolution was Introduced by Mr. Payne and Seconded by Mr. Mims as follows, to-wit:

RESOLUTION NO. 020 OF 2011

**PROCLAMATION DECLARING APRIL 2011
AS FINANCIAL LITERACY MONTH**

WHEREAS, the goal of "Financial Literacy Month" is to bring greater visibility to the overwhelming financial literacy problems faced by our residents today and to continue to address those problems with workable solutions; and

WHEREAS, the findings from the US Financial Capability Challenge show that 63% of Louisianans have difficulty covering expenses and paying bills; and

WHEREAS, 37% have experienced a large unexpected drop in income within the past year; and 20% spend more than their income; and

WHEREAS, 31% have been late on their mortgage payments; and 71% have not set aside money for their children's college education; and

WHEREAS, 61% do not have emergency funds; and 30% have used one or more non-traditional lending sources in the past 5 years such as payday loans, pawn shop, and rent-to-own stores; and

WHEREAS, 13% of Louisianans are considered "unbanked", having no accounts at mainstream financial institutions such as banks or credit unions; and

WHEREAS, quality personal financial education is essential to ensure that individuals are prepared to manage money, credit, and debt, and to become responsible workers, heads of households, investors, entrepreneurs, business leaders, and citizens; and

WHEREAS, increased financial literacy empowers individuals to make wise financial decisions and reduces the confusion caused by the increasingly complex economy of the United States.

NOW, THEREFORE BE IT RESOLVED that the City of Natchitoches designates April 2011 as "Financial Literacy Month" to raise public awareness about the importance of financial education, and the serious consequences that may result from a lack of understanding about personal finances.

This Resolution was then presented for a vote, and the vote was recorded as follows:

AYES:	Payne, Mms, McCain, Morrow, Nielsen
NAYS:	None
ABSENT:	None
ABSTAIN:	None

THEREUPON, Mayor Wayne McCullen declared the Resolution passed by a vote of 5 Ayes to 0 Nays this the 11th day of April, 2011.


WAYNE McCULLEN, MAYOR

The following Resolution was Introduced by Ms. Morrow and Seconded by Mr. Payne as follows, to-wit:

RESOLUTION NO. 022 OF 2011

PROCLAMATION

THE WEEK OF THE YOUNG CHILD

WHEREAS, Natchitoches is blessed by its population of young children, who are an integral and aspiring part of the culture and future of Natchitoches; and

WHEREAS, Natchitoches recognizes the rights and needs of young children and their families and the early childhood programs and services that are necessary to meet those needs; and

WHEREAS, Natchitoches acknowledges that the early childhood years lay the foundation for children's success in school and later life; and

WHEREAS, everyone, as citizens of a community, state and nation, has a role to play in making young children successful and healthy as they mature; and

WHEREAS, the **Week of the Young Child** is an annual celebration sponsored by the National Association for the Education of Young Children (NAEYC), the world's largest early childhood education association; and

WHEREAS, we should take time to honor the importance of young children, and recognize those that support and strengthen the needs of young children year-round; and

WHEREAS, we should all renew our commitment to the augmentation and implementation of all connections that honor and encourage the growth and education of young children; and

WHEREAS, with the assistance and resources of all agencies, Churches and citizens, we can help create a better and promising future for the young children of Natchitoches.

NOW, THEREFORE, I, Mayor Wayne McCullen and the **Natchitoches City Council**, do hereby proclaim the week of April 10 to 15, 2011 as the

WEEK OF THE YOUNG CHILD

in the City of Natchitoches and urge all residents to support the needs of our youth.

This Resolution was then presented for a vote, and the vote was recorded as follows:

AYES:	Morrow, Payne, Nielsen, Mims, McCain
NAYS:	None
ABSENT:	None
ABSTAIN:	None

THEREUPON, Mayor Wayne McCullen declared the Resolution passed by a vote of 5 Ayes to 0 Nays this the 11th day of April, 2011.


WAYNE McCULLEN, MAYOR

Ms. Morrow recognized Ms. April Wade, Ms. Gilda Johnson and representatives from the Mr. Monte Demars school. She went on to introduce Ms. Judy Barnum who is the director of the Head Start Center on Martin Luther King Drive and Reverend Monte Demars.

Ms. Judy Barnum stated that she wanted to invite everyone to the MLK Head Start Center to join in with the activities.

Reverend Monte Demars stated that he was humbled to be there to receive the proclamation and the opportunity to impact the lives of so many children and prepare them for their role toward destiny and lives of success. He then asked Ms. April Wade, Ms. Donna Bebe and Ms. Gilda Johnson to come forward.

The Mayor stated that he wanted to thank Ms. Judy Barnum for inviting him to the Head Start Program on Martin Luther King. He stated that he had the opportunity to go there and read to the kids and it was a delight.

The following Resolution was Introduced by Mr. McCain and Seconded by Ms. Morrow as follows, to-wit:

RESOLUTION NO. 023 OF 2011

PROCLAMATION

KEEP NATCHITOCHES BEAUTIFUL MONTH

WHEREAS, the City and Parish of Natchitoches are rich in natural resources and beauty; and

WHEREAS, every citizen should contribute to keeping their environment clean and beautiful, and should work together to preserve the natural beauty of their surroundings; and

WHEREAS, Keep America Beautiful, Inc. has organized millions of Americans for more than 30 years in a nationwide effort to improve community environments by establishing a nationwide cleanup event; and

WHEREAS, Keep America Beautiful, a nation, nonprofit, public-education organization, dedicated to improving waste handling practices in American communities, originated Keep America Beautiful Month to focus attention on the efforts of concerned citizens across America who demonstrate daily that keeping America beautiful is more than a slogan; and

WHEREAS, Keep Natchitoches Beautiful is an affiliate of Keep America Beautiful, and is sponsoring community cleanups and an Earth Day celebration in Natchitoches on April 30th; and

WHEREAS, Keep Natchitoches Beautiful is asking all citizens to become involved in the statewide anti-litter efforts through their participation in their local beautification, educational and cleanup events.

NOW, THEREFORE, BE IT RESOLVED by Wayne McCullen, Mayor of the City of Natchitoches, that the month of April 2011 be proclaimed as

KEEP NATCHITOCHES BEAUTIFUL MONTH

This Resolution was then presented for a vote, and the vote was recorded as follows:

AYES:	McCain, Morrow, Payne, Nielsen, Mims
NAYS:	None
ABSENT:	None
ABSTAIN:	None

THEREUPON, Mayor Wayne McCullen declared the Resolution passed by a vote of 5 Ayes to 0 Nays this the 11th day of April, 2011.


WAYNE McCULLEN, MAYOR

Mr. McCain presented the award to Ms. Anne Mertens and Ms. Taylor Roberts.

The Mayor stated that they have worked very closely with the citizens of Natchitoches in keeping Natchitoches beautiful and he said he was very fortunate to have the dedicated students and parents.

The following Resolution was Introduced by Mr. Nielsen and Seconded by Mr. McCain as follows, to-wit:

RESOLUTION NO. 024 OF 2011

PROCLAMATION

CHILD ABUSE PREVENTION MONTH

WHEREAS, **National Child Abuse Prevention Month** is an annual opportunity to raise awareness about issues surrounding child abuse and neglect and engage community members in the ongoing effort to keep children safe; and

WHEREAS, CASA is one of a group of National Child Abuse Prevention Partner Organizations, selected by the Children's Bureau to serve as partners in the national child abuse prevention initiative; and

WHEREAS, the work of CASA and volunteers is crucial to preventing child abuse and ensuring that children live in safe and permanent environments where they can thrive; and

WHEREAS, studies have indicated that children with a CASA volunteer are less likely to languish in long-term foster care, more likely to receive needed services and less likely to re-enter the foster care system; and

WHEREAS, child abuse prevention requires partnerships among federal, state, and local governments, faith-based and community-based organizations, schools, law enforcement, social service agencies, parents; and

WHEREAS, during National Child Abuse Prevention Month, and throughout the year, I encourage all citizens of Natchitoches to find ways to cherish our children, strengthen our families, work together to eliminate child abuse and neglect, and strive toward a shared dream in which every child is safe and happy.

NOW, THEREFORE, I, Wayne McCullen, Mayor, and the Natchitoches City Council, do hereby proclaim April 2011 as:

CHILD ABUSE PREVENTION MONTH

in Natchitoches, and call upon all citizens to increase their participation in our efforts to prevent child abuse, which in turn will strengthen our community in which we live.

This Resolution was then presented for a vote, and the vote was recorded as follows:

AYES:	Nielsen, McCain, Morrow, Payne, Mims
NAYS:	None
ABSENT:	None
ABSTAIN:	None

THEREUPON, Mayor Wayne McCullen declared the Resolution passed by a vote of 5 Ayes to 0 Nays this the 11th day of April, 2011.


WAYNE McCULLEN, MAYOR

Mr. Nielsen stated that it was an honor to present the proclamation and introduced Mr. Demarius Payne.

Mr. Demarius Payne stated that he was employed with CASA which was a national and local non profit that recruits and trains individuals to advocate on behalf of children in foster care. He went on to state that locally they served about 100 children and are constantly growing. He said that since this month was National Child Abuse Prevention Month they have organized an awareness social that will be hosted on April 28th at the Natchitoches Events Center from 6 to 9:00 p.m. that will give people the opportunity to meet volunteers and gain more information about the program.

The following Resolution was Introduced by Mr. Mims and Seconded by Mr. Nielsen as follows, to-wit:

RESOLUTION NO. 018 OF 2011

**A RESOLUTION AUTHORIZING THE MAYOR OF
THE CITY OF NATCHITOCHES TO ADVERTISE AND
ACCEPT BIDS FOR WATER SYSTEM IMPROVEMENTS –
REPAINTING OF LIME KILN ROAD AND
NORTH ELEVATED WATER TANKS**

(BID NO. 0511)

WHEREAS, the City wishes to advertise for Public Bids for the repainting of the Lime Kiln Road and North Elevated Water Tanks (Bid No. 0511).

WHEREAS, sealed bid proposals will be received by the City of Natchitoches at the City of Natchitoches Purchasing Department, 1400 Sabine Street, Natchitoches, Louisiana 71457 until 4:00 p.m. on Monday, May 23, 2011.

WHEREAS, bids will be publically opened and read aloud at the regularly scheduled City Council Meeting located at 816 Second Street, Natchitoches, Louisiana at 7:00 p.m. on Monday, May 23, 2011.

WHEREAS, after receipt of proposals the committee members consisting of Pat Jones, Director of Finance; Edd Lee, Director of Purchasing; Don Mims, Councilman-At-Large; Bryan Wimberly, Director of Utilities; and Norman Nassif of Nassif Engineering & Architecture, LLC, are to review and make a recommendation of the bids received.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Natchitoches, in legal session convened, that the Honorable Wayne McCullen, Mayor, be and is hereby authorized, empowered and directed to order the publication of the above bid.

This Resolution was then presented for a vote, and the vote was recorded as follows:

AYES:	Mims, Nielsen, McCain, Morrow, Payne
NAYS:	None
ABSENT:	None
ABSTAIN:	None

THEREUPON, Mayor Wayne McCullen declared the Resolution passed by a vote of 5 Ayes to 0 Nays this the 11th day of April, 2011.


WAYNE McCULLEN, MAYOR

ADVERTISEMENT FOR BIDS

**CITY OF NATCHITOCHES, LOUISIANA
(OWNER)**

Sealed Bids for WATER SYSTEM IMPROVEMENTS REPAINTING OF LIME KILN ROAD & NORTH ELEVATED WATER TANKS (Bid No. 0511) will be received by the CITY OF NATCHITOCHES, LOUISIANA, at the PURCHASING DEPARTMENT, 1400 SABINE STREET, NATCHITOCHES, LA 71457 until 4:00 PM on MONDAY, MAY 23, 2011. Bids will be publicly opened and read aloud at the regularly scheduled City Council Meeting located at 816 Second St. at 7:00 PM on Monday, May 23, 2011.

The Instructions To Bidders, Bid Form, form of Bid Bond, Agreement Between Owner and Contractor, forms of Performance and Payment Bonds, Drawings, Specifications and other Contract Documents may be examined at the office of the Engineer at:

Nassif Engineering & Architecture, LLC
270 Blanchard Road
Natchitoches, LA 71457
(318) 527-4409

Copies may be obtained from the Engineer, Nassif Engineering and Architecture, LLC, 270 Blanchard Road, Natchitoches, LA 71457, (318) 527-4409, upon payment of \$ 75.00 for each set.

Each Bid is to be accompanied by Bid Security as provided in the Instructions To Bidders and General Conditions. No Bidder may withdraw his Bid within forty-five (45) days after the actual date of opening thereof, except as prescribed in Louisiana Revised Statute 38:2214.C. The Owner reserves the right to waive any informality and to reject any or all Bids for just cause.

Bidder shall provide necessary evidence of authority to sign Bids on behalf of corporations and other legal entities in accord with Louisiana Revised Statute 2212.O.

This project is classified as Municipal and Public Works Construction or Painting in accord with Louisiana Revised Statute 37:2163.

Date: April 11, 2011

/s/ Wayne McCullen
Mayor

Publishing Dates:

Friday, April 15, 2011

Friday, April 29, 2011

Friday, May 13, 2011

The following Resolution was Introduced by Mr. Nielsen and Seconded by Ms. Morrow as follows, to-wit:

RESOLUTION NO. 019 OF 2011

**A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF
NATCHITOCHES TO ADVERTISE FOR BIDS FOR STREET
IMPROVEMENTS,
FY 2010-2011 LCDBG PROJECT,
FAIRGROUNDS ROAD
(WALLENBERG DRIVE TO MILL STREET)**

BID NO. 0512

WHEREAS, The State of Louisiana has approved the FY 2010 Louisiana Community Development Block Grant (LCDBG) Public Facilities application from the City of Natchitoches; and

WHEREAS, these funds will be used to reconstruct Fairgrounds Road from Wallenberg Drive to Mill Street; and

WHEREAS, the City of Natchitoches wishes to advertise for Public Bids for Street Improvements for the LCDBG FY 2010 Project, for the reconstruction of Fairgrounds Road from Wallenberg Drive to Mill Street; and

WHEREAS, sealed bid proposals will be received by the City of Natchitoches at the City of Natchitoches Purchasing Department, 1400 Sabine Street, Natchitoches, Louisiana 71457 until 4:00 p.m. on Monday, May 23, 2011.

WHEREAS, bids will be publically opened and read aloud at the regularly scheduled City Council Meeting located at 816 Second Street, Natchitoches, Louisiana at 7:00 p.m. on Monday, May 23, 2011.

WHEREAS, after receipt of proposals the committee members consisting of Pat Jones, Director of Finance; Edd Lee, Director of Purchasing; Dale Nielsen, Councilman; Randy LaCaze, Director of Community Affairs; and Norman Nassif of Nassif Engineering & Architecture, LLC, are to review and make a recommendation of the bids received.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Natchitoches, in legal session convened, that the Honorable Wayne McCullen, Mayor, be and is hereby authorized, empowered and directed to order the publication of the Advertisement for Bids for the Street Improvements project.

This Resolution was then presented for a vote, and the vote was recorded as follows:

AYES:	Nielsen, Morrow, Payne, Mims, McCain
NAYS:	None
ABSENT:	None
ABSTAIN:	None

THEREUPON, Mayor Wayne McCullen declared the Resolution passed by a vote of 5 Ayes to 0 Nays this the 11th day of April, 2011.


WAYNE McCULLEN, MAYOR

The Mayor stated that this was a very big project for the City of Natchitoches. He said it was a million dollar project. He went on to say that it was rebuilding Fairgrounds Road and it would be a major improvement for the city.

ADVERTISEMENT FOR BIDS

Project No. 699187

City of Natchitoches (herein referred to as the "Owner")

Sealed bids marked "Sealed Bid – City of Natchitoches Community Development Block Grant Project for Fiscal Year 2010-11 to be financed by the State of Louisiana CDBG Program" will be received by the Owner for the construction of the project described as follows:

Street Improvements
FY 2010-11 LCDBG Project

Fairgrounds Road
(Wallenberg Drive to Mill Street)

Proposals shall be addressed to the City of Natchitoches, and delivered to the City of Natchitoches Purchasing Department located at 1400 Sabine Street, Natchitoches, Louisiana 71457 not later than 4:00 p.m., on the 23th day of May 2011. Sealed bids to be marked "Sealed Bid – City of Natchitoches, Street Improvements, Community Development Block Grant Project for Fiscal Year 2010 to be financed by the State of Louisiana CDBG Program". All bids must be submitted in triplicate. Any bid received after the specified time and date will not be considered. The sealed bids will be publicly opened and read aloud at 7:00 p.m. on the 23th day of May 2011, at the regularly scheduled City Council Meeting located at 816 Second Street, Natchitoches, Louisiana 71457. The information for Bidders, Form of Bid Proposal, Form of Contract, Plans, Specifications, and Forms of Bid Bond, Performance Bond and Payment Bond, and other contract documents may be examined at the Office of the Engineer, Nassif Engineering & Architecture, LLC, located at 270 Blanchard Road, Natchitoches, Louisiana 71457, (318) 527-4409. Copies may be obtained at this office for cost of reproduction.

The Owner reserves the right to reject any and all bids for just cause; such actions will be in accordance with Title 38 of the Louisiana Revised Statutes.

Each Bidder must deposit with his/her bid, security in the amount, form, and subject to the conditions provided in the Information for Bidders. Sureties used for obtaining bonds must appear as acceptable on the U. S. Department of Treasury Circular 570.

No bidder may withdraw his/her bid within forty-five (45) days after the actual date of the opening thereof.

The Contractor shall begin mobilization and procurement of materials within ten (10) working days of the receipt of the Notice to Proceed.

The Attention of Bidders is called particularly to the requirements for conditions of employment to be observed and minimum wage rates to be paid under the Contract, Section 3, Segregated Facilities, Section 109, Executive Order 11246, and all applicable laws and regulations of the Federal government and State of Louisiana and bonding and insurance requirements.

Any person with disabilities requiring special accommodations must contact the City of Natchitoches, Louisiana no later than seven (7) days prior to bid opening.

IN PARTICULAR, BIDDERS SHOULD NOTE THE REQUIRED ATTACHMENTS AND CERTIFICATIONS TO BE EXECUTED AND SUBMITTED WITH THE BID PROPOSAL.

This project is classified (LRS 37-2163 (D)) as Highway, Street & Bridge Construction.

Date: April 11, 2011

/s/ Wayne McCullen
Mayor

Publishing Dates:

Friday, April 15, 2011

Friday, April 29, 2011

Friday, May 13, 2011

ORDINANCE NO. 019 OF 2011

**AN ORDINANCE ADOPTING THE BUDGET FOR THE
CITY OF NATCHITOCHES FOR THE FISCAL YEAR
JUNE 1, 2011 THROUGH MAY 31, 2012**

WHEREAS, the fiscal year of the City of Natchitoches is from June 1 through May 31 of each year; and

WHEREAS, a budget has been prepared by the Finance Director, Mr. Patrick Jones, and has been submitted by the Mayor, Wayne McCullen, to the City Council for review and consideration;

NOW, THEREFORE, be it ordained that the Natchitoches City Council does hereby adopt the budget for the fiscal year June 1, 2011 through May 31, 2012.

CITY OF NATCHITOCHES 2011 - 12 FY

General Fund	\$ 13,594,975
Proprietary Fund (Utility)	\$ 41,806,189
Special and Capital Project Funds	\$ 18,603,474

BE IT FURTHER ORDAINED, in accordance with L.R.S. 39:1305, the following specifies the Mayor's authority to make budgetary amendments without approval of the governing authority, as well as those powers reserved solely to the governing authority:

The Home Rule Charter of the City of Natchitoches states in part "... at any time during the fiscal year the mayor may transfer part or all of any unencumbered appropriation balance among programs within a department, office, or agency. Upon written request by the Mayor, the Council may by ordinance transfer part or all of any unencumbered appropriation balance from one department, office, or agency to another..." (Section 5.05 D) Supplemental, emergency, and reductions of appropriations must be submitted to the Council for approval by Ordinance. (Section 5.05 A-C)

The Mayor stated that this was the proposed budget that was brought before the Council for the first time tonight. He said that a lot of work had gone into it and wanted to thank Pat Jones, Shawna Straub, the Finance Department, and the Department Heads. He stated that he had been working with them for weeks in trying to prepare the budget. He went on to state that they will be going into public hearings.

Mrs. Straub stated that the 2012 budget absorbs a 35% increase in the firefighter retirement and a 12% increase in the police retirement. She stated that while they are still managing to fund special projects through grants. She stated that a copy of the budget is on file at City Hall if the public had an interest in seeing it.

The Mayor stated that while they are winding down the fiscal year they are trying to end the year with a balanced budget but prepare a budget for the next year.

ORDINANCE NUMBER 020 OF 2011

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NATCHITOCHES, WAYNE MCCULLEN, TO EXECUTE A CASH SALE DEED FOR THE PURCHASE OF A 3,609 SQUARE FOOT TRACT LOCATED ON THE EAST SIDE OF SECOND STREET, CITY OF NATCHITOCHES, FROM CITY BANK & TRUST COMPANY FOR THE CONSIDERATION OF TWENTY-FIVE THOUSAND FIVE HUNDRED FORTY-FIVE DOLLARS, TO PROVIDE FOR ADVERTISING, AND A SAVINGS CLAUSE.

WHEREAS, the City of Natchitoches, Louisiana, (sometimes hereinafter City) in cooperation with various other governmental agencies has developed of an events center between Second Street and Third Street; and

WHEREAS FURTHER, the City has requested proposals for the development of a hotel which would support the events center; and

WHEREAS FURTHER, the City Council of the City of Natchitoches is of the opinion that the events center and proposed hotel are important additions to the downtown historic district of the City of Natchitoches, and the City Council desires to facilitate the project; and

WHEREAS FURTHER, the successful respondent to the request for proposals for the development of a hotel has requested that Ducournau Street be relocated in order to improve the footprint of the proposed hotel site; and

WHEREAS FURTHER, there is a tract of land, owned by City Bank & Trust Company located on the East side of Second Street, which bounded on the East by Ducournau Street and which said tract of land is currently available for acquisition, and is situated so that it would allow for a rerouting of traffic from the abandoned portion of Ducournau Street; and

WHEREAS FURTHER, the City Council of the City of Natchitoches desires to purchase the tract of land located on the East side of Second Street owned by City Bank & Trust Company; and

WHEREAS FURTHER, the City Council of the City of Natchitoches is of the opinion that it is in the interest of the City to purchase of the tract of land and desires to authorize Mayor Wayne McCullen to execute a purchase agreement, a deed and all associated documents; and

WHEREAS FURTHER, the City of Natchitoches has received an appraisal from a certified appraiser, reflecting a value of Twenty-Five Thousand Five Hundred Forty-Five and no/100 (\$25,545.00) Dollars, for the land and improvements; and

WHEREAS FURTHER, the property owner has agreed to accept the sum of Twenty-Five Thousand Five Hundred Forty-Five and no/100 (\$25,545.00) Dollars cash as compensation for the property, and

WHEREAS FURTHER, the Mayor and City Council take cognizance of the fact that the tract of land located on the East side of Second Street, allows for placement of a right of way from Second Street to Ducournau Street and can be developed to replace the portion of Ducournau Street to be abandoned, and whereas the tract of land has been appraised for the purchase price; therefore, the Council deems it to be in the best interest of the **CITY** to so acquire the property; and

WHEREAS FURTHER, the Mayor and City Council have studied the matter and have concluded that the acquisition of the tract of land located to the East of Second Street would be in the best interest of the **CITY**, its citizens, and the general public; and

NOW THEREFORE BE IT ORDAINED by the City Council in regular session convened as follows:

I. That the Honorable Mayor, Wayne McCullen, be and he is hereby authorized and empowered to execute a purchase agreement, and Cash Sale Deed on behalf of the **CITY**, all in accordance with the general terms and conditions set forth in this Ordinance. The said Mayor is hereby given full and complete authority to incorporate in said instrument such terms, conditions, and agreements as may be necessary to protect the interest of the **CITY** in substantial compliance with the general terms and conditions set forth in this Ordinance.

II. That the City Council takes cognizance of the appraisal reflecting an appraised value of Twenty-Five Thousand Five Hundred Forty-Five and no/100 (\$25,545.00) Dollars, and agrees that the City will pay Twenty-Five Thousand Five Hundred Forty-Five and no/100 (\$25,545.00) Dollars.

III. That the Mayor be and he is hereby authorized to have all of the necessary legal documents and instruments prepared at once and that this transaction be closed as soon as this Ordinance is final.

IV. That if any part of this Ordinance is for any reason held to be unconstitutional or invalid, by a Court of competent Jurisdiction, such decision shall not effect the validity of the remaining portions of this Ordinance, and the invalidity shall be limited to that specific portion so declared to be invalid.

V. That this Ordinance shall go into effect immediately after publication according to law.

VI. That all Ordinances in conflict herewith are hereby repealed.

VII. That this Ordinance be advertised in accordance with law.

EXHIBIT "A"

That certain lot of ground, together with all buildings and improvements located thereon, situated in the City and Parish of Natchitoches, Louisiana, being 3,609 square feet, more or less, located on the Eastern right of way of Second Street, having a front of 28.05 feet on the East side of Second Street, bounded, now or formerly, on the North by property of Stamey and Miller, on the East by Ducournau Street, on the South by property of City Bank & Trust Company and on the West by Second Street, being more fully shown and depicted as Tract "1" on a plat of survey by Robert Lynn Davis, P.L.S., dated April 6, 2011, and described thereon as follows, to-wit:

From a found ½ inch iron rod at the intersection of the northernmost right of way of Horn Street and the easternmost right of way of Ducournau Street, thence North 81 degrees 21 minutes West a distance of 30.07 feet; thence North 9 degrees 26 minutes 35 seconds East a distance of 102.02 feet to the point of beginning of the tract herein described, thence from the point of beginning run North 49 degrees 29 minutes 25 seconds West a distance of 34.22 feet; thence North 81 degrees 13 minutes 23 seconds West a distance of 101.92 feet; thence South 56 degrees 17 minutes 50 seconds West a distance of 6.22 feet; thence North 8 degrees 24 minutes 25 seconds East a distance of 28.05 feet; thence North 81 degrees 46 minutes 43 seconds East a distance of 136.30 feet; thence South 9 degrees 26 minutes 35 seconds West a distance of 43.18 feet to the point of beginning.

ORDINANCE NUMBER 021 OF 2011

AN ORDINANCE TO AMEND AND REENACT SECTIONS 31-43 AND 31-44 OF CHAPTER 31 OF THE CODE OF ORDINANCES, ENTITLED VEHICLES FOR HIRE SAID AMENDMENT BEING MADE TO AMEND AND UPDATE THE CODE OF ORDINANCES TO PROVIDE FOR A FLAT RATE FOR THE HIRE OF TAXICABS IN THE CITY OF NATCHITOCHES, LOUISIANA, PROVIDING FOR ADVERTISING, FURTHER PROVIDING FOR SEVERABILITY, AND FURTHER PROVIDING FOR A REPEALER AND EFFECTIVE DATE OF ORDINANCE.

WHEREAS, the City of Natchitoches provides for the regulation of Vehicles for Hire in Chapter 31 of the Code of Ordinances of the City of Natchitoches, and specifically provides for the regulation of taxicabs in Article II, more specifically Sections 31-16 through 31-69 of the Code of Ordinances of the City of Natchitoches, Louisiana; and

WHEREAS FURTHER, the City of Natchitoches has received interest from a prospective taxicab service to operate in the City of Natchitoches who desires to offer a flat rate for service within the City of Natchitoches; and

WHEREAS FURTHER, the City Council of the City of Natchitoches desires to amend and reenact Article II of Chapter 31, specifically Sections 31-43 and 31-44, in order to allow a flat rate for taxicab service in the City of Natchitoches; and

WHEREAS FURTHER, the City Council of the City of Natchitoches has reviewed the proposed changes and new section and agrees that the adoption is advisable and in the best interest of the City of Natchitoches and its citizens; and

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Natchitoches, Louisiana, as follows:

SECTION 1. Sections 31-43 and 31-44 of the Code of Ordinances of the City of Natchitoches are hereby amended and reenacted to read as follows:

“Sec. 31-43. Taxicab fares.

(a) ***Metered rates.*** Taxicabs operating as metered taxicabs shall be governed by the following rules.

(1) The metered taxicab rates for taxicabs operating in the city shall be as follows:

- (A) For the first one-sixth mile or fraction thereof.....\$1.50.
- (B) For each additional one-sixth mile or fraction thereof..... \$0.25.
- (C) When a taxicab is required to wait at the request of the passenger, the charge therefor shall be \$12.00 per hour for such waiting time.
- (D) An additional hazard fee of \$1.00 per trip may be charged between the hours of 12:00 midnight and 5:00 a.m.

(2) How rates are applied.

- (A) The rates set out in this section shall apply up to and including five passengers, where the point of origination and point of destination of such passengers is the same. It shall also apply to the first 50 pounds of ordinary traveling baggage conveyed with each such passenger.
- (B) When all passengers are members of the same group or party and originate from the same point and go to the same destination, or when the original passenger directs the driver to pick up or discharge others in the same group or party, all passengers up to the maximum number specified in this section shall be transported for the metered fare as authorized in this section.
- (C) When one or more additional groups consisting of one or more passengers share the same taxicab, the fare charged shall be the metered fare. The driver shall reset the meter upon the discharging of each group. Additional passengers may be picked up at the beginning of any trip or en route only if such pickup is acceptable to the initial passenger or group employing the taxicab.

(3) Overcharging. Except for the hazard fee authorized in this section, no driver of any taxicab shall charge more for the use of such taxicab than is shown on the taximeter thereon.

(4) Written receipt upon demand. The driver or operator of any vehicle used in taxicab service shall, upon the demand of the passenger, give such passenger a written receipt showing the time and the date, and the point from which and to where the passenger was hauled, and the amount charged therefor.

(5) Flat rate or charge for metered taxicab. Nothing in this section shall prohibit metered taxicabs from being operated for a flat rate or charge, provided that no such charge shall be greater than the amount which would be charged for the same service calculated at metered rates, and further provided that such flat rate or charge be mutually agreed upon between the operator and party responsible for payment of the fare prior to the beginning of the service.

(b) *Flat rate fares.* Taxicabs operating as flat rate taxicabs shall be governed by the following rules.

(1) As an alternative to the metered rates provided for above, a taxicab operating in the city may charge a flat rate of \$6.00 per fare for each pick up and delivery. The flat rate of \$6.00 is for one person, and an additional charge of \$2.00 for each additional person in a group may be added to the fare. When one or more additional groups consisting of one or more passengers share the same taxicab, the driver may charge an additional \$6.00 fare per pickup or delivery.

(2) Additional passengers may be picked up at the beginning of any trip or in route only if such pickup is acceptable to the initial passenger or group employing the taxicab.

(3) Overcharging. Except for the hazard fee authorized in this section, no driver of any taxicab shall charge more for the use of such taxicab than is provided for under the flat rate fee set forth above.

(4) Written receipt upon demand. The driver or operator of any vehicle used in taxicab service shall, upon the demand of the passenger, give such passenger a written receipt showing the time and the date, and the point from which and to where the passenger was hauled, and the amount charged therefor.

(c) A taxicab must operate either as a metered rate taxicab, or a flat rate taxicab.

Sec. 31-44. Taximeters.

(a) Every metered rate taxicab licensed under the terms of this article and engaged in furnishing taxicab service for a fare shall be equipped with a taximeter attached to each vehicle to measure the distance traveled, record the time the vehicle is in waiting and to record the charge or fare therefor in an accurate manner.

(b) The dial of such taximeter shall show but one tariff, which shall be registered in accordance with the rate prescribed in this article.

(c) Every taximeter shall be connected with and operated from the front wheel or axle and/or transmission of the taxicab to which it is attached. Every vehicle operated in metered fare taxicab service shall, during the period between sunset and sunrise, be

equipped with a light which shall be so reflected upon the dial of the taximeter as to enable the passengers using the taxicab to read the figures indicated thereon.

(d) No person shall offer any vehicle for hire in metered taxicab service within the city for a fare, charge or fee based on distance or time unless the taximeter placed, attached or installed thereon shall have been inspected by the chief of police or his designee, and no such person shall detach any certified or inspected taximeter from any taxicab and attach such taximeter to any other vehicle, the front wheels of which are of different diameter from those of the vehicle upon which the taximeter was originally tested, unless a new inspection is made of such taximeter.

(e) It shall be the duty of the chief of police to examine and inspect, or order an examination and inspection to be done by a competent person, at least once in each year, all taximeters used in the city. If at any time a complaint is made to the chief of police that any taximeter registers inaccurately or improperly, then the chief of police shall order that the taximeter be tested and that it be removed from service if it is found to be registering inaccurately or improperly until such time as these errors are corrected. It shall be unlawful for any owner or person to permit the use of such taximeter until repairs have been made and it has passed a subsequent inspection by the chief of police or his designee.

(f) It shall be the duty of every driver or operator of every vehicle used in metered taxicab service, at the termination of his service, to throw the flag to the nonrecording position on the taximeter and call the passenger's attention to the amount registered. The taximeter shall not be changed until after the fare is paid or a charge ticket therefor made out and delivered to the person hiring such vehicle.

(g) No driver or operator of any vehicle used in metered taxicab service shall permit any passenger to ride thereon or therein with the flag on the taximeter up or toward a vertical position and no person shall tamper with, mutilate or break any taximeter with the intention of causing the taximeter to register improperly or incorrectly or inaccurately.”

SECTION 2. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SECTION 3. If any portion of this Ordinance is declared to be invalid or unconstitutional in any manner, the invalidity shall be limited to that particular section or provision, and shall not affect the remaining portions of the ordinance, which shall remain valid and enforceable, it being the intention of the City Council that each separate provision shall be deemed independent of all other provisions herein.

SECTION 4. This Ordinance shall go into effect upon publication and in accordance with law.

The Mayor stated that this would be amending the ordinances so that there would be a flat fee for any taxi for hire within the City of Natchitoches rather than being metered.

Mr. McCain stated that he understood Mr. Neilson to say that there was someone interested in providing that service.

The Mayor stated that that was correct.

The following Ordinance was Introduced by Mr. Mims as follows, to-wit:

ORDINANCE NO. 022 OF 2011

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NATCHITOCHES, LOUISIANA, WAYNE MCCULLEN, TO ENTER INTO AND EXECUTE AN EASEMENT AND SERVITUDE OVER AND ACROSS THE PROPERTY OF CITY BANK & TRUST COMPANY LOCATED IN THE BLOCK BOUNDED BY SECOND STREET, HORN STREET, LAFAYETTE STREET, AND DUCOURNAU STREET SETTING THE CONSIDERATION, AND OTHER TERMS, PROVIDING FOR ADVERTISING, FURTHER PROVIDING FOR SEVERABILITY, AND FURTHER PROVIDING FOR A REPEALER AND EFFECTIVE DATE OF ORDINANCE.

WHEREAS, the City of Natchitoches has negotiated to acquire an easement and servitude for traffic across property owned by City Bank & Trust Company (more fully depicted on a survey by Robert Lynn Davis, Exhibit "A" and described on Exhibit "B"), for the purpose of allowing the City of Natchitoches and its assigns (specifically tractor trailers making deliveries to properties along Ducournau Street) to have access and the rights of ingress and egress across the easement area; and

WHEREAS FURTHER, the City of Natchitoches has received an appraisal from a certified appraiser, reflecting a value of Thirty-Two Thousand and no/100 (\$32,000.00) Dollars; the appraised value includes the value of land being purchased by the City in fee simple, an additional 1,148 square foot area which will be included in an easement and the improvements located in both the fee simple and easement area; and

WHEREAS FURTHER, the property owner has agreed to accept the sum of Twenty-Five Thousand Five Hundred Forty-Five and no/100 (\$25,545.00) Dollars cash as compensation for the property being taken in fee simple and an additional Four Thousand Five Hundred Ninety-Two and no/100 (\$4,592.00) Dollars cash as compensation for the property which will be subject to the easement, and

WHEREAS FURTHER, City Bank & Trust Company has agreed to grant the easement and servitude in exchange for and in consideration of Four Thousand Five Hundred Ninety-Two (\$4,592.00) dollars, and the agreement of the City of Natchitoches to replace and or repair improvements that are damaged or removed during the relocation of Ducournau Street; and

WHEREAS FURTHER, as additional consideration, the City of Natchitoches has agreed to hold harmless and defend City Bank & Trust Company for any damage or injury that might occur during the construction of the new right of way of Ducournau Street, or that might occur during the use of the easement area, and to maintain the easement; and

WHEREAS FURTHER, a copy of the easement and right of way is attached hereto and made a part hereof (including a survey depicting the area over which the right of way will be taken), which said easement and right of way has been approved by the City Council; and

NOW THEREFORE, BE IT ORDAINED that the City Council of the City of Natchitoches takes cognizance of the appraisal and approves of the cash consideration, in the amount of Four Thousand Five Hundred Ninety-Two (\$4,592.00) dollars, to be paid for the easement area, as well as the other consideration set forth above.

BE IT FURTHER ORDAINED, be it ordained that the Honorable Wayne McCullen, Mayor of the City of Natchitoches, is hereby authorized to execute the easement and right of way on behalf of the City of Natchitoches.

BE IT FURTHER ORDAINED that the City Council takes cognizance of the fact that the purpose of this right of way agreement is to acquire rights to the property needed by the City for the placement of improvements that will allow freight deliveries to Ducournau Street.

The above Ordinance having been duly advertised in accordance with law and a public hearing had on same, was put to a vote by the Mayor and the vote was recorded as follows:

AYES:	Mims, Morrow, Payne, Nielsen, McCain
NAYS:	None
ABSENT:	None
ABSTAIN:	None

THEREUPON, the Mayor declared the Ordinance **PASSED** this 25th day of April, 2011 by a vote of 5 ayes to 0 nays.

WAYNE McCULLEN, MAYOR

DON MIMS, MAYOR PRO TEMPORE

Delivered to the Mayor on the 26th day of April, 2011 at 10:00 A.M.

Exhibit "B"

That certain lot of ground, together with all buildings and improvements located thereon, situated in the City and Parish of Natchitoches, Louisiana, being 1,148 square feet, more or less, located on the western right of way of Ducournau Street,, being more fully shown and depicted as Tract "2" on a plat of survey by Robert Lynn Davis, P.L.S., dated April 6, 2011, and described thereon as follows, to-wit:

From a found ½ inch iron rod at the intersection of the northernmost right of way of Horn Street and the easternmost right of way of Ducournau Street, thence North 81 degrees 21 minutes West a distance of 30.07 feet; thence North 9 degrees 26 minutes 35 seconds East a distance of 71.68 feet to the point of beginning of the tract herein described, thence from the point of beginning run North 80 degrees 33 minutes 25 seconds West a distance of 29.31 feet; thence North 9 degrees 26 minutes 35 seconds West a distance of 50 feet; thence South 49 degrees 29 minutes 25 seconds East a distance of 43.22 feet; thence South 9 degrees 26 minutes 35 seconds West a distance of 30.34 feet to the point of beginning.

Mayor McCullen advised that that was a servitude that was granted by City Bank to provide for them to have ingress and egress off of Ducournau Street. He said that that was going to be a great project by not only establishing a new street but considerable improvements made, like new sidewalks, improved drainage and decorative lighting that would enhance the development of a hotel in the area.

Mr. Luke Frederick asked *in the servitude was going to be in perpetuity.*

Mr. Randy LaCaze stated that it was in perpetuity.

Mr. Luke Frederick stated that he didn't know what severability meant and to him severing something could be ending it and he would hate for the easement to be severed or ended.

The following Ordinance was Introduced by Mr. Payne and Seconded by Ms. Morrow as follows, to-wit:

ORDINANCE NUMBER 008 OF 2011

AN ORDINANCE TO AMEND AND REENACT SECTION 10-72, ENTITLED FALSE ALARMS, WHICH SECTION IS LOCATED IN THE CRIMINAL CODE, CHAPTER 10 OF THE CODE OF ORDINANCES, SAID AMENDMENT BEING MADE TO UPDATE THE CITY CODE OF ORDINANCES TO PROVIDE FOR PENALTIES AND FEES FOR REPEAT FALSE ALARMS THAT REQUIRE RESPONSE FROM SAFETY PERSONNEL, PROVIDING FOR ADVERTISING, FURTHER PROVIDING FOR SEVERABILITY, AND FURTHER PROVIDING FOR A REPEALER AND EFFECTIVE DATE OF ORDINANCE.

WHEREAS, the Criminal Code of the City of Natchitoches includes Section 10-72, which currently provides as follows, to-wit:

“Sec. 10-72. False alarms.

- (a) It shall be unlawful for any person to intentionally make, turn in, or report a false alarm of fire or need for police or ambulance assistance.
- (b) Whoever violates the provisions of this section shall be punished as provided in section 10-72 of this chapter.”

; and

WHEREAS FURTHER, the Natchitoches Police Department and the Natchitoches Fire Department are responding to an increasing number of false alarms in the City of Natchitoches; and

WHEREAS FURTHER, the number of false alarms in the City of Natchitoches leads to an atmosphere that is less safe for both the citizens of the City of Natchitoches and the safety personnel that respond to the false alarms; and

WHEREAS FURTHER, the number of false alarms leads to apathy among both property owners and the safety responders, which condition creates safety concerns for citizens and safety responders, and further creates a greater risk of property damage; and

WHEREAS FURTHER, the number of false alarms also stretches the resources of the Police and Fire Departments as they have to devote personnel and equipment to respond to these calls; and

WHEREAS FURTHER, under the current City Ordinance only intentional false alarms are punishable, but repeated false alarms due to a defective system or inadequately maintained system are not punishable; and

WHEREAS FURTHER, the Chief of Police, Micky Dove, and the Fire Chief, Dennie Boyt, have reviewed the situation and have recommended that the City of Natchitoches amend and re-adopt Sections 10-72 to the Code of Ordinances for the City of Natchitoches, Louisiana, in order to address unintentional but repeat false alarms from the same address; and

WHEREAS FURTHER, the City Council of the City of Natchitoches has reviewed the proposed changes and agrees that the adoption is advisable and in the best interest of the City of Natchitoches and its citizens; and

WHEREAS FURTHER, the City Council of the City of Natchitoches, Louisiana, desires to amend and reenact Section 10-72 of the Code of Ordinances of the City of Natchitoches, Louisiana, as approved by the Chief of Police and Fire Chief of the City of Natchitoches; and

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Natchitoches, Louisiana, as follows:

SECTION 1. Section 10-72 of the Code of Ordinance of the City of Natchitoches is hereby amended and reenacted to read as follows:

“Sec. 10-72. False Alarms.

A) Definitions:

The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

- 1) **Alarm system** means any mechanical or electrical device which is designed or used for the detection of burglars, intruders, robbery, theft, fire, security breach, need for medical assistance, or hazard, collectively referred to as emergencies herein, within a building, structure, facility, or for alerting others to the commission of an unlawful act or hazard within a building, structure or facility, or both, and which emits a sound, light, signal, or transmits a signal or message when activated, including but not limited to direct dial telephone devices, and burglar alarms. Alarm system does not include those devices which are used only to alert or signal persons within the premises in which the devices are located of an emergency, and which do not transmit when activated an electronic,

telephonic or other signal to a location other than the premises in which the devices are located.

- 2) **False alarm signal** means the activation of an alarm system when there is no emergency through mechanical failure, malfunction, improper design, installation or utilization, vice or defect of an alarm system, or negligence of the owner, his employees or agents, and which results in response OR attempted response by public law enforcement, fire, safety, or emergency medical personnel.
- 3) **Owner** means any person who owns the property protected or serviced by an alarm system or upon which an alarm system is located. Owner shall also include a lessee or occupant of the property referred to above who has responsibility for the alarm system located upon such property, or who owns, leases or has installed the alarm system, or on whose request the alarm system has been installed.

B) Alarm system operating requirements:

An alarm system shall be adjusted to suppress false indications due to:

- (1) Transient changes in water pipe pressure;
- (2) Flashes of light;
- (3) Wind noise caused by rattling or vibration of windows, doors, or walls;
- (4) Vehicular noise;
- (5) Electrical power fluctuations; and
- (6) Other forces or factors unrelated to an actual emergency.

It shall be the responsibility of the owner to provide a list of at least two persons capable of responding to an alarm activation that can arrive on site within 25 minutes.

C) Penalties for false fire, fire related alarms:

The owner shall be penalized for false fire or fire related alarm signals as follows:

- (1) First three false alarm signals during any period of twelve consecutive months.....No penalty
- (2) Fourth false alarm signal during any period of twelve consecutive months..... \$100.00
- (3) Fifth false alarm signal during any period of twelve consecutive months..... \$200.00
- (4) Sixth or subsequent false alarm signals during any period of twelve consecutive months..... \$300.00.

It shall be the responsibility of the Fire Chief, or his designee, to monitor all incoming false alarm signals and issue, or cause to be issued, an invoice to the owner of

the property upon which the false alarm has been activated, imposing payment based on fine schedule listed above.

All funds derived from the penalties listed in the above sub-section shall be allocated to the fire hazard pay fund of the Natchitoches Fire Department.

D) Penalties for other false alarms:

The owner shall be responsible for payment of the following penalties for false alarm signals other than fire or fire related false alarm signals:

- (1) First two false alarm signals during any consecutive thirty-day period..... No penalty
- (2) Third false alarm signal during any consecutive thirty-day period..... \$50.00
- (3) Fourth or any subsequent false alarm signal during any consecutive thirty-day period..... \$100.00
- (4) Eighth or any subsequent false alarm signal during any twelve consecutive month period..... \$200.00

It shall be the responsibility of the Chief of Police, or his designee, to monitor all incoming false alarm signals and issue, or cause to be issued, an invoice to the owner of the property upon which the false alarm has been activated, imposing payment based on fine schedule listed above.

All funds derived from the penalties listed in this sub-section shall be allocated to the Sales Tax fund of the Natchitoches Police Department.

E) Exemptions from this section:

Alarm signals proved by the owner to be the result of malicious acts of persons not under the control of the owner shall not be considered false alarms.

Beginning with the date of alarm activation or alarm conversion/takeover, there shall be a 30-day grace period. During the 30-day grace period, false alarms will not be counted as an occurrence toward the total of maximum false alarm signals, nor will the alarm user be subject to any penalty, as provided for in this section.

F) Citation

Failure to pay any invoice issued under this Section, may result in the issuance of a citation by the Natchitoches City Police Department for recovery of any fines issued in accordance with this Section, together with the payment of any court costs that may result in the prosecution of any such fine.”

SECTION 2. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SECTION 3. If any portion of this Ordinance is declared to be invalid or unconstitutional in any manner, the invalidity shall be limited to that particular section or provision, and shall not affect the remaining portions of the Ordinance, which shall remain valid and enforceable, it being the intention of the City Council that each separate provision shall be deemed independent of all other provisions herein.

SECTION 4. This Ordinance shall go into effect upon publication and in accordance with law.

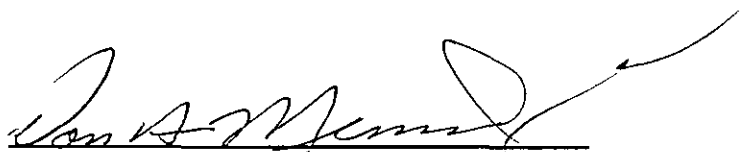
Said Ordinance having been introduced on the 14th day of February, 2011, published in the *Natchitoches Times* on February 18 and March 4, 2011.

The above Ordinance having been duly advertised in accordance with law and a public hearing had on same, was put to a vote by the Mayor Pro Tempore and the vote was recorded as follows:

AYES:	Payne, Morrow, Mims, McCain
NAYS:	None
ABSENT:	None
ABSTAIN:	Nielsen

THEREUPON, Mayor Wayne McCullen declared the Ordinance **PASSED** this 11th day of April, 2011 by a vote of 4 ayes to 0 nays.


WAYNE McCULLEN, MAYOR


DON MIMS, MAYOR PRO TEMPORE

Delivered to the Mayor on the 12th day of April, 2011 at 10:00 A.M.

The following Ordinance was Introduced by Mr. McCain and Seconded by Mr. Mims as follows, to-wit:

ORDINANCE NO. 017 OF 2011

AN ORDINANCE AMENDING THE 2010 - 2011 BUDGET
TO REFLECT ADDITIONAL REVENUES AND EXPENDITURES

WHEREAS, Louisiana Statute requires that the City amend its operating budgets when fund balance is being budgeted, and there is a 5% unfavorable variance in revenues and expenditures.

NOW, THEREFORE BE IT RESOLVED, that the special funds budget be amended to reflect these additional revenues and expenditures as follows:

	2010-2011 Original Budget	2010-2011 Amended Budget	Increase/ Decrease
<u>Prisoner Bond/Release Fund (Fund 027)</u>			
REVENUES:			
027-0000-446-02-00 Public Safety - Bond Fee	14,000	22,000	8,000
	14,000	22,000	8,000
EXPENDITURES:			
027-0000-591-26-01 Repairs and Maintenance/Vehicles	0	1,000	1,000
027-0000-591-30-16 Materials and Supplies/Tools and Equipment	0	7,000	7,000
	0	8,000	8,000
<u>LLEBG (Fund 028)</u>			
REVENUES:			
028-0000-432-09-00 State Grant	0	10,000	10,000
	0	10,000	10,000
EXPENDITURES:			
028-0000-591-30-06 Materials and Supplies/Uniforms	0	10,000	10,000
	0	10,000	10,000
<u>Downtown Riverbank Wall (Fund 051)</u>			
REVENUES:			
051-0000-431-06-01 Local/Cane River Waterway Commission	0	50,000	50,000
051-0000-431-07-01 Local/NHDDC	0	0	0
051-0000-491-02-00 Transfer in from Utility Fund	0	50,012	0
	0	100,012	50,000
EXPENDITURES:			
051-0000-591-20-03 Contractual Services/Engineering Services	0	0	0
051-0000-591-20-13 Contractual Services/Construction	0	30,000	30,000
051-0000-591-30-13 Materials and Supplies/Buildings & Grounds Maintenance	0	31,000	31,000
051-0000-591-30-34 Materials and Supplies/Construction Materials	0	0	0
	0	61,000	61,000
<u>911 Grant (Police) (Fund 053)</u>			
REVENUES:			
053-0000-431-03-00 State Grant	0	26,000	26,000
	0	26,000	26,000
EXPENDITURES:			
053-0000-591-30-25 Materials and Supplies/Machinery & Equipment/Non-Asset	0	26,000	26,000
	0	26,000	26,000
<u>Cane River Green Market (Fund 054)</u>			
REVENUES:			
054-0000-431-09-01 Rapides Foundation Grant	0	45,000	45,000
	0	45,000	45,000
EXPENDITURES:			
054-0000-591-10-09 Part Time	1,260	9,360	8,100
054-0000-591-35-16 Promo/Improvement	4,000	35,640	31,640
	5,260	45,000	39,740
<u>Main Street Promotions (Fund 056)</u>			
EXPENDITURES:			
056-0000-591-35-16 Operating Services - Promo/Improvement	3,500	6,000	2,500
056-0000-591-35-47 Boogie on the Bricks	0	3,000	3,000
	3,500	9,000	5,500
<u>Animal Shelter (Fund 062)</u>			
EXPENDITURES:			
062-0000-591-30-01 Materials & Supplies - Office Supplies	0	500	500
062-0000-591-30-25 Materials & Supplies - Machinery & Equip (Non-Asset)	0	1,000	1,000
062-0000-591-40-02 Other Expenses - Travel/Per Diem/Hotel	0	1,000	1,000
	0	2,500	2,500
<u>NW Law Enforcement Plan Agency Grant (Fund 064)</u>			
REVENUES:			
064-0000-591-40-02 Other Expenses - Travel/Per Diem/Hotel	1,500	11,000	9,500

NOW, THEREFORE BE IT RESOLVED, that the special funds budget be amended to reflect these additional revenues and expenditures as follows:

	<u>2010-2011</u> 1,500	<u>2010-2011</u> 11,000	<u>Increase/</u> 9,500
<u>HDDC Projects (Fund 068)</u>			
<u>REVENUES:</u>			
068-0000-432-07-00 NHDDC Reimbursements	0	70,000	70,000
	0	70,000	70,000
<u>EXPENDITURES:</u>			
068-0000-591-20-04 Contractual Services - Consultants	0	10,000	10,000
068-0000-591-20-13 Contractual Services - Construction	0	50,000	50,000
068-0000-591-26-03 Repairs & Maintenance - Buildings and Grounds	0	10,000	10,000
	0	70,000	60,000
<u>Capital Projects - Water Treatment (Fund 075)</u>			
<u>REVENUES:</u>			
075-0000-482-00-00 Interest	0	3,000	3,000
075-0000-482-01-01 Bond Proceeds	0	1,700,000	1,700,000
	0	1,703,000	1,703,000
<u>EXPENDITURES:</u>			
075-0000-591-20-03 Contractual Services - Engineering Services	0	100,000	100,000
075-0000-591-20-13 Contractual Services - Construction	0	1,600,000	1,600,000
	0	1,700,000	1,700,000
<u>Virginia Baker Park (Fund 079)</u>			
<u>REVENUES:</u>			
079-0000-431-07-01 NHDDC	0	25,000	25,000
079-0000-431-09-00 Local Grant	0	25,000	25,000
	0	50,000	50,000
<u>EXPENDITURES:</u>			
079-0000-591-20-04 Contractual Services - Consultants	0	150,000	150,000
079-0000-591-20-13 Contractual Services - Construction	0	150,000	150,000
	0	300,000	300,000
<u>Debt Service - Sales Tax (Fund 081)</u>			
<u>EXPENDITURES:</u>			
081-0000-591-45-74 Transfers Out - Capital Projects Sales Tax	0	75,000	75,000
	0	75,000	75,000
<u>Debt Service - General Obligations (Fund 082)</u>			
<u>REVENUES:</u>			
082-0000-491-02-00 Transfers In - From Utility Fund	0	179,000	179,000
	0	179,000	179,000
<u>EXPENDITURES:</u>			
082-0000-591-50-02 Debt Service - Interest/ Coupons	0	23,750	23,750
082-0000-591-50-03 Debt Service - Paying Agent Fees	0	250	250
082-0000-591-50-05 Debt Service - Principal	0	155,000	155,000
	0	179,000	179,000
<u>Debt Service - ARRA 2009 - Sewer Upgrades (Fund 083)</u>			
<u>REVENUES:</u>			
083-0000-482-01-01 Bond Proceeds	0	824,381	824,381
	0	824,381	824,381
<u>EXPENDITURES:</u>			
083-0000-591-20-03 Contractual Service - Engineering	0	50,000	50,000
083-0000-591-20-13 Contractual Service - Construction	0	742,414	742,414
	0	792,414	792,414
<u>LED Grant (Fund 086)</u>			
<u>REVENUES:</u>			
086-0000-491-01-00 Transfer In - From General Fund	0	3,933	3,933
	0	3,933	3,933
<u>Miss City of Lights (Fund 088)</u>			
<u>EXPENDITURES:</u>			
088-0000-591-40-02 Other Expenses - Travel/Per Diem/Hotel	0	800	800
088-0000-591-45-87 Transfer Out - To Miss Merry Christmas Fund	0	200	200
	0	1,000	1,000
<u>The Rapides Foundation (Fund 089)</u>			
<u>REVENUES:</u>			
089-0000-431-03-00 Local Grant	0	25,000	25,000
	0	25,000	25,000
<u>EXPENDITURES:</u>			
089-0000-591-20-13 Contractual Services/Service Miscellaneous	0	5,000	5,000
089-0000-591-30-25 Machinery & Equipment (Non-asset)	0	2,000	2,000
089-0000-591-35-16 Operating Services - Promotional/Improvements	0	18,999	18,999
089-0000-591-35-35 Operating Services - Advertising	0	1,500	1,500

NOW, THEREFORE BE IT RESOLVED, that the special funds budget be amended to reflect these additional revenues and expenditures as follows:

Hayes Avenue Extension (Fund 090)

REVENUES:

090-0000-491-72-00 Transfer In - From Capital Improvement/Streets

<u>2010-2011</u>	<u>2010-2011</u>	<u>Increase/</u>
0	27,499	27,499

0	130,000	130,000
0	130,000	130,000

EXPENDITURES:

090-0000-591-20-13 Contractual Services - Construction

0	130,000	130,000
0	130,000	130,000

Keep Louisiana Beautiful (Fund 112)

REVENUES:

112-0000-432-09-00 State/Grant

0	5,500	5,500
0	5,500	5,500

EXPENDITURES:

112-0000-591-35-16 Operating Expenses/Promotional/Improvement

0	5,000	5,000
---	-------	-------

112-0000-591-35-37 Operating Expenses/Dues

0	500	500
0	5,500	5,500

University Gateway Phase II (Fund 113)

EXPENDITURES:

113-0000-590-20-03 Contractual Services - Engineering Services

0	10,000	10,000
0	10,000	10,000

Downtown Parking (Fund 114)

REVENUES:

114-0000-433-09-00 Federal Grant

90,000	0	(90,000)
90,000	0	(90,000)

LCDBG Fairgrounds Road (Fund 122)

REVENUES:

122-0000-491-72-00 Transfer In - From Capital Improvements Street Fund

0	123,100	123,100
0	123,100	123,100

EXPENDITURES:

122-0000-591-20-03 Contractual Services - Engineering Services

0	86,700	86,700
---	--------	--------

122-0000-591-20-04 Contractual Services - Consultants

0	36,400	36,400
0	123,100	123,100

Ben Johnson Park Phase II (Fund 124)

REVENUES:

124-0000-432-09-00 State Grant

0	81,230	81,230
---	--------	--------

124-0000-491-01-00 Transfer In - From Capital Improvements/Special

0	22,231	22,231
0	103,461	103,461

EXPENDITURES:

124-0000-591-20-13 Contractual Services - Construction

0	124,000	124,000
0	124,000	124,000

State Office of Cultural Development (Fund 131)

REVENUES:

131-0000-431-09-00 Local Grant

0	5,000	5,000
---	-------	-------

131-0000-432-09-00 State Grant

0	2,500	2,500
0	7,500	7,500

EXPENDITURES:

131-0000-591-20-04 Contractual Services/Consultants

0	2,500	2,500
---	-------	-------

131-0000-591-35-16 Operating Services - Promo/Improvement

0	4,400	4,400
---	-------	-------

131-0000-591-35-35 Operating Services - Advertising

0	600	600
0	7,500	7,500

LGAP - Fire (Fund 137)

EXPENDITURES:

137-0000-591-90-51 Capital Assets - Improvements/Buildings and Grounds

0	55,000	55,000
0	55,000	55,000

Airport Hangar (Fund 139)

REVENUES:

139-0000-460-01-01 Land Leases

0	4,800	4,800
0	4,800	4,800

EXPENDITURES:

NOW, THEREFORE BE IT RESOLVED, that the special funds budget be amended to reflect these additional revenues and expenditures as follows:

	<u>2010-2011</u>	<u>2010-2011</u>	<u>Increase/</u>
139-0000-591-20-03 Contractual Services - Engineering Services	0	90,000	90,000
	0	90,000	90,000
<u>Airport Maintenance Projects (Fund 140)</u>			
<u>REVENUES:</u>			
140-0000-432-04-00 State/Airport Grant	0	192,200	192,200
140-0000-433-03-00 Federal/Airport Grant	0	450,000	450,000
	0	642,200	642,200
<u>EXPENDITURES:</u>			
140-0000-591-20-03 Contractual Services - Engineering Services	0	150,000	150,000
140-0000-591-20-13 Contractual Services - Construction	0	450,000	450,000
140-0000-591-26-03 Repairs and Maintenance - Buildings & Grounds	0	13,000	13,000
140-0000-591-26-24 Repairs and Maintenance - Maintenance Contract	0	6,500	6,500
140-0000-591-30-11 Materials and Supplies - Chemicals	0	500	500
140-0000-591-30-13 Materials and Supplies - Building & Ground Maintenance	0	20,000	20,000
140-0000-591-35-35 Operating Services - Advertising	0	200	200
140-0000-591-90-02 Capital Assets - Machinery & Equipment	0	2,000	2,000
	0	642,200	642,200
<u>LCDBG - Housing (Fund 141)</u>			
<u>REVENUES:</u>			
141-0000-432-00-00 State Grant	0	10,000	10,000
	0	10,000	10,000
<u>EXPENDITURES:</u>			
141-0000-591-20-04 Contractual Services - Consultants	0	10,000	10,000
	0	10,000	10,000
<u>BJA - Bryne Jag - Police & NPSO (Fund 212)</u>			
<u>REVENUES:</u>			
212-0000-433-09-00 Federal Grant	0	100,000	100,000
	0	100,000	100,000
<u>EXPENDITURES:</u>			
212-0000-591-20-99 Contractual Services - Other	0	50,000	50,000
212-0000-591-30-25 Materials & Supplies - Machinery & Equip (Non-asset)	0	50,000	50,000
	0	100,000	100,000
<u>EECBG (Fund 214)</u>			
<u>REVENUES:</u>			
214-0000-433-09-00 Federal Grant	0	104,000	104,000
	0	104,000	104,000
<u>EXPENDITURES:</u>			
214-0000-591-20-03 Contractual Services - Engineering Services	0	20,500	20,500
214-0000-591-20-13 Contractual Services - Construction	0	83,500	83,500
	0	104,000	104,000
<u>Construction of Parking Lot (Fund 215)</u>			
<u>REVENUES:</u>			
215-0000-433-09-00 Federal Grant	0	56,000	56,000
215-0000-491-02-00 Transfer in - From Utility Fund	0	110,000	110,000
	0	166,000	166,000
<u>EXPENDITURES:</u>			
215-0000-591-20-03 Contractual Services - Engineering Services	0	10,000	10,000
215-0000-591-20-13 Contractual Services - Construction	0	156,000	156,000
	0	166,000	166,000

The Above Ordinance was introduced on the 28th day of March, having been duly advertised in accordance with law and a public hearing had on same, was put to a vote by Mayor Wayne McCullen, and the vote was recorded as follows:

AYES: McCain, Mims, Morrow, Payne, Nielsen
NAYS: None
ABSENT: None
ABSTAIN: None

THEREUPON, the Mayor declared the Ordinance PASSED this 11th Day of April, 2011 by a vote of 5 ayes to 0 nays.


 MAYOR WAYNE McCULLEN


 DON MIMS, MAYOR PRO TEMPORE

Delivered to the Mayor on April 12, 2011 at 10:00 a.m.

The following Resolution was Introduced by Mr. Mims and Seconded by Mr. Payne as follows, to-wit:

RESOLUTION NO. 015 OF 2011

A RESOLUTION APPROVING THE INCLUSION OF THE ALLIANCE COMPRESSOR PLANT UNDER THE ENTERPRISE ZONE PROGRAM, SPECIFICALLY APPROVING OF A REBATE OF SALES AND USE TAX IMPOSED BY THE CITY OF NATCHITOCHES FOR THE CONSTRUCTION OF ANY BUILDING OR EXPANSION OF EXISTING BUILDING TO INCLUDE PURCHASE OF EQUIPMENT AND MACHINERY FOR A PROPOSED EXPANSION AND AUTHORIZING THE MAYOR OF THE CITY OF NATCHITOCHES, LOUISIANA, WAYNE MCCULLEN, TO EXECUTE ANY INSTRUMENT NECESSARY TO CONVEY THE APPROVAL OF THE CITY OF NATCHITOCHES TO THE DEPARTMENT OF ECONOMIC DEVELOPMENT, STATE OF LOUISIANA.

WHEREAS, Alliance Compressors, Inc., is considering expanding its operations in Natchitoches, Louisiana, and as an incentive to make the investment in the State of Louisiana, the Department of Economic Development for the State of Louisiana (sometimes hereinafter “State”) has offered an incentive package to Alliance Compressors, Inc. (sometimes hereinafter “Alliance”); and

WHEREAS, Louisiana Revised Statutes 51:1781, et seq, is commonly cited as the Louisiana Enterprise Zone Act; and

WHEREAS FURTHER, part of the incentive package that has been offered by the State is under the Enterprise Zone Program, created by Act 901 of the 1981, as same appears in Louisiana Revised Statutes 51:1782, et. seq.; and

WHEREAS, the Louisiana Enterprise Zone Act provides for tax incentives to businesses that provide for economic development within areas designated as an Enterprise Zone; and

WHEREAS FURTHER, part of the incentives that may be offered under the Enterprise Zone Program may be found at R.S. 51:1787 (A) (1) (a) (i) which provides for “The rebate of

sales and use tax imposed by the state and imposed by its political subdivisions upon approval of the governing authority of the appropriate municipality or the appropriate parish where applicable, or both . . . for the following: . . . (bb) Purchases of the material used in the construction of a building, or any addition or improvement thereon, for housing any legitimate business enterprise and machinery and equipment used in that enterprise.”

WHEREAS FURTHER, the City Council of the City of Natchitoches has been made aware of the significant capital investment that Alliance is considering making in the City of Natchitoches as well as the related retention of existing jobs and the possibility of new jobs; and

WHEREAS, the Louisiana Department of Economic Development designated Census Tract 9906, Block Group 3, in the City of Natchitoches as an “Enterprise Zone” eligible based on enabling legislation (R.S. 51.21.1787-1791); and

WHEREAS, the Mayor and City Council of the City of Natchitoches acknowledge the economic importance of Alliance Compressors, L.L.C., to the City of Natchitoches, and desire to provide incentive to Alliance Compressors, L.L.C. to expand its business in the City of Natchitoches, Louisiana; and

WHEREAS, the City of Natchitoches states this endorsement is in agreement with the Overall Economic Development Plan for the City; and

WHEREAS, the attached Enterprise Zone map has been marked to show the location of the business being endorsed; and

WHEREAS, in accordance with the Louisiana Enterprise Zone Program requirements, the City agrees:

- 1) To PARTICIPATE in the Enterprise Zone Program.
- 2) To ASSIST the Department in evaluating progress made in any Enterprise Zone within its jurisdiction.

3) To REBATE all applicable* local sales taxes on the purchase of eligible construction materials, machinery, and equipment purchased for this project and used by the business permanently on that side.

BE IT RESOLVED, by the City of Natchitoches, in regular and legal session convened this the 11th day of April, 2011, that the following Alliance Compressors L.L.C. applications are endorsed to participate in the Louisiana Enterprise Zone Program:

1. Contract number 20020527 from 11/02/2002 through 04/07/05
2. Contract number 050693-EZ from 4/08/05 through 09/30/2007
3. Contract number 070064 from 10/01/2007 through 03/31/2010; and/or
4. Any contract entered into for the current period.


BE IT FURTHER RESOLVED that if any provision or item of this Resolution or the applications thereof are held invalid, such invalidity shall not affect other provisions, items or applications of this Resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of the resolution are hereby declared severable.

BE IT FURTHER RESOLVED that all resolutions or parts thereof in conflict herewith are hereby repealed.

This Resolution was then presented for a vote, and the vote was recorded as follows:

AYES:	Mims, Payne, Nielsen, McCain, Morrow
NAYS:	None
ABSENT:	None
ABSTAIN	None

THEREUPON, the Mayor, Wayne McCullen, declared the Resolution **PASSED** by a vote of 5 Ayes to 0 Nays, this the 11th day of April, 2011.


MAYOR WAYNE McCULLEN

* Applicable sales taxes are defined as all local sales taxes EXCEPT those dedicated to the repayment of a Bond issue or dedicated to ANY public school.

The Mayor advised that they had been very fortunate in Natchitoches to have Alliance Compressor as a part of the community as well as a major industry in this region. He stated that Alliance has grown into a great corporate neighbor. Mayor McCullen commented that the City is honored to have Bill Videtto and Ken Gardiner attending this council meeting.

Mr. Bill Videtto stated that Alliance has been in business here for 13 years and has had a great partnership with the city and the citizens of the community. He stated that they have donated a lot of money to the community and everyone there had helped Alliance and Alliance had helped the community. He stated that they had an opportunity for a few of their partners like Trane, Lennox and Emerson to make a major investment in Alliance and that investment would go towards the continuity of that business for a long time.

Mr. McCain stated that he was also involved in that effort to meet with the top management and tour the plant in Missouri and he was very proud to have such a fine industry in his town.

The following Resolution was Introduced by Ms. Morrow and Seconded by Mr. Nielsen as follows, to-wit:

RESOLUTION NO. 021 OF 2011

**RESOLUTION TO APPOINT CRITTIE CONLEY TO SERVE
AS THE RESIDENT/TENANT REPRESENTATIVE ON THE BOARD
OF DIRECTORS FOR THE NATCHITOCHES HOUSING AUTHORITY**

WHEREAS, Sylvia Madison is purchasing a home and is no longer eligible to serve as the resident/tenant representative on the Board of Directors of the Natchitoches Housing Authority; and

WHEREAS, on March 14, 2011 by Resolution No. 012 Sylvia Madison was appointed as a non-resident commissioner thus creating a vacancy for a resident/tenant commissioner on the Board; and

WHEREAS, the residents of the Natchitoches Housing Authority have elected Ms. Crittie Conley to serve as the resident/tenant representative on the Board of Directors of the Natchitoches Housing Authority; and

WHEREAS, the Natchitoches City Council wishes to appoint **Crittie Conley** to serve as the resident/tenant representative on the Board of Directors.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Natchitoches does, in legal session convened, hereby appoint **Crittie Conley** as a resident/tenant commissioner for the Housing Authority of the City of Natchitoches.

This Resolution was then presented for a vote, and the vote was recorded as follows:

AYES:	Morrow, Nielsen, Mims, McCain, Payne
NAYS:	None
ABSENT:	None
ABSTAIN:	None

THEREUPON, Mayor Wayne McCullen declared the Resolution passed by a vote of 5 Ayes to 0 Nays this the 11th day of April, 2011.


WAYNE McCULLEN, MAYOR

The following Resolution was Introduced by Mr. Payne and Seconded by Mr. Nielsen as follows, to-wit:

RESOLUTION NO. 025 OF 2011

**A RESOLUTION AUTHORIZING THE EXECUTION OF THE
CERTIFICATE OF SUBSTANTIAL COMPLETION FOR THE
CONSTRUCTION OF THE HAYES AVENUE EXTENSION**

WHEREAS, the City of Natchitoches contracted with Regional Construction, LLC for construction of the Hayes Avenue Extension; and

WHEREAS, this work has been completed; and

WHEREAS, a substantial completion inspection has been performed by the engineer K. Randal Smoak, P.E. of the engineering firm Cothorn, Graff, Smoak Engineering, Inc., and the Director of Community Development, Randy LaCaze, and they find the work required by the Agreement is found to be substantially completed, with no items on the punch list and in general conformity with the project plans and specifications as shown by the engineer's signature on the Certificate of Substantial Completion dated March 15, 2011.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Natchitoches, in legal session convened:

SECTION 1: That the Honorable Wayne McCullen, Mayor, be and is hereby authorized, empowered and directed to accept the work performed by Contractor, Regional Construction, LLC, in association with the said project and to execute the Certificate of Substantial Completion therewith when presented and approved by the Engineer; and

SECTION 2: That the Honorable Wayne McCullen, Mayor, be and is hereby authorized, empowered and directed to issue final payment to the Contractor upon receipt of the Clear Lien Certificate issued by the Natchitoches Parish Clerk of Court, and upon the recommendation of the Engineer to issue said final payment.

NOW, THEREFORE, BE IT RESOLVED, that the Natchitoches City Council does hereby authorize the Mayor to execute the Certificate of Substantial Completion for the construction of the Hayes Avenue Extension and upon presentation and approval by the engineer, K. Randal Smoak.

This Resolution was then presented for a vote, and the vote was recorded as follows:

AYES:	Payne, Nielsen, Mims, McCain, Morrow
NAYS:	None
ABSENT:	None
ABSTAIN:	None

THEREUPON, Mayor Wayne McCullen declared the Resolution passed by a vote of 5 Ayes to 0 Nays this the 11th day of April, 2011.


WAYNE McCULLEN, MAYOR

CERTIFICATE OF SUBSTANTIAL COMPLETION

OWNER: CITY OF NATCHITOCHES
CONTRACTOR: REGIONAL CONSTRUCTION, LLC
CONTRACT DATE: November 2, 2010
CONTRACT FOR: City of Natchitoches
Construction for Hayes Avenue Extension

Definition of Substantial Completion

The date of Substantial Completion of a Project or specified part of a Project is the date when the construction is sufficiently completed, in accordance with the Contract Documents, so that the Project or specified part of the Project can be utilized for the purpose for which it was intended. The issuance of this Certificate does not constitute a recommendation of project acceptance, as defined in R.S. 38:2241.1

TO: CITY OF NATCHITOCHES
(Owner)
and TO: REGIONAL CONSTRUCTION, LLC
(Contractor)

Date of Substantial Completion : March 15, 2011

The Work performed under this contract has been inspected by authorized representatives of the Owner, Contractor and Engineer, and the Project (or specified part of the Project, as indicated above) is hereby declared to be substantially completed on the above date.

A tentative list of items to be completed or corrected is appended hereto. This list may not be exhaustive, and the failure to include an item on it does not alter the responsibility of the Contractor to complete all the Work in accordance with the contract documents. These items shall be completed by the Contractor within N/A days of Substantial Completion.

The responsibilities between the Owner and the Contractor for maintenance, heat, and utilities shall be as set forth below.

CITY OF NATCHITOCHES
Owner

Wayne McCullen 4/12/2011
Authorized Representative

CGS ENGINEERING, INC.
Engineer

K. Randall Smith
Authorized Representative

Date: March 15, 2011

The Mayor advised that that was a street that was built at I-49 to accommodate the new Comfort Suites which had just opened and was very proud that they could accommodate the businesses in building the new street.

Mr. McCain announced that on April 12th, McCain Auto Supply would celebrate it's 45 Anniversary doing business in this town. The Mayor stated that that said a lot about local businesses and that McCain's Auto were home town people, not a chain and it started in it's infancy in Natchitoches and served the community well.

The Mayor asked if there was any further business to be brought before the Council.

There being none, Mr. Payne made a motion to adjourn the meeting, Mr. Nielsen seconded the motion, and the meeting was adjourned at 8:35p.m.


MAYOR WAYNE McCULLEN


MAYOR PRO TEMPORE